

11-27-1979

Board of Trustees November 27, 1979

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Meet with PK, Chancellor Page and Comm. Gervais RE: Marine Bond

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UNIVERSITY OF MAINE
BOARD OF TRUSTEES

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APPROVED BY THE BOARD OF TRUSTEES

DATE 1-22-80

Board of Trustees Meeting

CLERK:

PRESENT: Chairman Francis Brown, Bernard Carpenter, Patricia DiMatteo, Stanley Evans, Susan Kominsky, Thomas Monaghan, Ellen Platz, Harold Raynolds, John Robinson, Elizabeth Russell, Thaxter Traflet, Artemus Weatherbee. Absent: Alan Atkins, Joseph Hakanson. One vacancy. Staff: Chancellor McCarthy, Robert Binswanger, William Sullivan, Mary Ann Haas, Kenneth Allen, Donald Beattie, Roland Burns, Einar Olsen, Stanley Salwak, and Robert Woodbury. Counsel: Sumner Bernstein. Faculty Representatives: Doris Baker, Cathleen Bauschatz, Rebecca Herrick, Ralph Jans, Stephen Macdonald, and Albert Mitchell. Student Representatives: Sandra Bovard and Stephen Sherlock. Press and public.

Chairman Brown convened the meeting. On motion moved and seconded, the minutes of all meetings held on September 25, 1979, were approved as circulated.

The Chairman reported briefly on an Executive Committee session on the previous day which had been scheduled for the purposes of briefing the faculty representatives on the agenda, prior to the Board meeting. During the course of the meeting, a faculty member raised questions about certain differences between benefits accorded University faculty covered by TIAA-CREF and those accorded faculty employed at the former State Teachers Colleges who elected to retain their coverage under the Maine State Retirement Program. Mr. Brown said the staff would review the questions.

Report of the Chancellor. The Chancellor reported on:

1. Issues considered by the Administrative Council
a. Legislative program - a process outlined by President Olsen will be implemented to deal more constructively with the public and with legislators.

b. Affirmative Action - results of a study undertaken by Presidents Allen and Woodbury was reviewed by the Administrative Council before its presentation to the Board at this meeting.

c. Policy review - the Council will be studying policies and developing comments and recommendations for Board consideration.

d. Room and Board rates - despite increasing costs, the Council unanimously recommends that there be no change in rates until Fall when sufficient notice can be provided for the students.

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2. Progress on other issues:

- a. Energy - the University is living within the guidelines and development of conservation methods continues.
- b. Combined library resources project - underway between the University and the private colleges. Objective is greater utilization of library resources, public and private.
- c. Adult learners - new ideas under discussion. Dr. Constance Carlson is heading a small task force to pursue these.
- d. Assessment of current academic programs is underway.
- e. Health Education - the staff is reviewing the entire area and will have a report for a future meeting.

To conclude his remarks, the Chancellor briefed the Trustees on his recent campus visits to UMF and USM. Chancellor McCarthy introduced Dr. Einar Olsen, President of the host campus, who welcomed the Trustees, officially, and spoke briefly about some of the major program areas at UMF and the institution's needs for the months ahead.

Report of Executive Committee Meeting. Vice Chairman Stanley Evans reported that the Trustees had discussed an executive salary study which the staff had undertaken at the request of Trustee Robinson, to provide information about executive salaries within the University along with statistics for comparable units at the national level. The Trustees were briefed on the study and their reactions will enable the Chancellor to develop specific recommendations for executive salary levels commensurate with function. In addition, the Trustees discussed the objectives established by the Board several months ago with respect to relationships among and between the Chancellor, the Board and the Presidents. Dr. Evans reported that the Board is pleased with the leadership displayed by the Chancellor over the past months and that he has the unanimous support of the Board of Trustees. Dr. Evans announced that there will be a compensation adjustment for the Chancellor effective December 1, 1979, the specifics of which will be developed in conjunction with the executive salary adjustments.

Old Business

1. Portland Residences. Mr. Carpenter, Chairman of the Physical Plant Committee, presented the Committee's report on its study of certain University-owned residences in Portland which was undertaken at the request of Mr. Monaghan. Mr. Carpenter reported that the Committee was charged to review the boundaries of the Portland campus and in particular to assess approximately seventeen former residences in terms of the current use of these buildings, whether this usage is proper for the present and the future and whether there might be better ways to address the needs of the campus. He indicated that the Committee had conducted a thorough inspection of the buildings and had discussed the issues with President Woodbury and his staff. He pointed out that there is still some uncertainty about future needs in view of the implementation of recent Board

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action on the academic plan which mandates some reorganization. In view of these considerations, Mr. Carpenter presented the Committee's recommendations:

1. It appears that the present boundary lines are appropriate at this time given the conspicuous needs for facilities adjustment to present buildings.
2. The Committee recommends that President Woodbury put special emphasis on neighborhood relations and building maintenance and appearance.
3. The Committee recommends that the Chancellor's Office provide the Trustees with a facilities plan that would meet the needs of the University of Southern Maine.

During discussion, it was pointed out that the intent is that there will be recommendations developed as the campus determines how best to meet the Board's mandate for reorganization and continued implementation of the Academic Plan. On motion made and seconded, it was VOTED to accept the recommendations of the Physical Plant Committee.

2. Affirmative Action Program. Chancellor McCarthy noted that a report, "Equal Employment Opportunity in the University of Maine," had been prepared by Presidents Allen and Woodbury and subsequently reviewed by the Administrative Council. Copies of the report, which contained alternatives for a more effective affirmative action program, had been circulated to the Trustees and President Woodbury commented briefly on each suggestion to initiate discussion. The Chancellor recommended that the Board provide some guidance to the staff about whether any, or all, of the suggestions should be pursued, noting that the Board might want additional information concerning projected costs and dislocations associated with each item. During discussion, there was consensus that the staff should provide additional information on the implications for implementation and, meanwhile, the report should be accepted and used as guidelines. On motion of Mr. Weatherbee, which was seconded, it was

VOTED: to endorse the principles in the report, "Equal Employment Opportunity in the University of Maine," and accept the report as a working document.

3. By-Laws Amendment. At the request of Mr. Robinson, his proposal to change the procedures for amending the By-Laws had been reintroduced. Essentially, the proposal would permit amendment of the By-Laws by a majority of those Trustees present at a given meeting; the requirement for prior notice of a proposed amendment would be retained although the stipulation for a notice to be sent ten days prior to a meeting would be deleted. Mr. Robinson moved:

that Article VI of the By-Laws be amended to read as follows:
These by-laws may be amended at any regular meeting of the Board by approval of a majority of those present provided the proposed amendment shall have been presented in writing at the previous regular or special meeting of the Board or sent with the call of the meeting at which the amendments are voted upon.

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The motion was seconded. After discussion, the Chairman put the motion to a vote and with Trustees Kominsky, Platz, Russell and Monaghan dissenting, the motion was CARRIED.

New Business

4. Voting Degrees. On motion made and seconded, it was

VOTED: to authorize the awarding of degrees in course for the Winter commencement for 1979 to those students fully recommended by the appropriate faculties and the Presidents of the respective institutions and/or divisions of the University of Maine.

5. Gifts, Grants and Awards. On motion made and seconded, it was

VOTED: to accept with gratitude all gifts, grants and awards listed under the date of November 27, 1979.

President Olsen elaborated briefly on the several endowed funds included among the gifts for the benefit of the University of Maine at Farmington.

6. Energy Modification Grants. Mr. Carpenter presented the recommendation to authorize the staff to apply for grants through the State Energy Office, on a match basis, to accomplish energy conservation modifications. In response to a question about funds available for matching, Mr. Sullivan indicated that these would come from funds budgeted for energy. On motion of Mr. Carpenter, which was seconded, it was

VOTED: to authorize the submission of applications for grants under the National Energy Conservation Policy Act of 1978, and further authorize Richard A. Bustis, Assistant Vice Chancellor for Administration and Director of Physical Facilities, to serve as the official representative of the University in connection with applications under this program.

7. Major Maintenance Projects. Mr. Carpenter presented the recommendation for approval of major maintenance projects to be funded from a reserve established by the Board in September to address long standing and serious maintenance deficiencies. On motion of Mr. Carpenter, which was seconded, it was

VOTED: to approve the following major maintenance projects, to be funded from the special maintenance reserve:

1. Replacement of Roofing System - Torrey Hall, Machias, estimated cost: \$45,000

2. Replacement of Roofing and Cornice System - Normal Hall, Presque Isle, estimated cost: \$100,000

3. Repairs to Roofing System - Merrill Hall, Farmington, estimated cost: \$50,000

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8. Capital Construction Status Report. Mr. Carpenter briefed the Trustees on the status of projects currently underway.

9. Utilization of Darling Center. In response to the concern of faculty and students for the relocation of the Oceanography Department faculty from the Darling Center to the Orono campus, a report on the situation prepared by President Allen had been circulated with the materials for the meeting. Dr. Allen responded to questions of interest from the Trustees and in summary, the Chancellor indicated that the Orono administration was not cutting back on the use of the Darling Center. Rather, the intent was to broaden the access to the facility so that it will be used more widely by all who need this access. A copy of Dr. Allen's report on the decision making process is appended to the file of these minutes.

10. Academic Affairs. Vice Chancellor Binswanger reported on activities in several academic areas. He briefed the Trustees on the deliberations of the committee established to review new program proposals. Dr. Binswanger and Dr. Olsen responded to questions about the status of a proposal for a major in applied chemistry at UMF. There was some further discussion of the mechanics of the review process and the need to insure that faculty developing new programs feel they have been given an opportunity to present their case. The Chancellor indicated that decisions are often difficult and sometimes unpopular and that it is important to be certain that the decisions are fair.

Dr. Binswanger reported further that the faculty conferences for exchange of ideas and information within disciplines, are continuing. He noted that the political scientists have met for the second year and have expanded the sphere of their conference to include the private colleges as well as the campuses of the University system. At the request of Mr. Weatherbee, Dr. Binswanger said he would explore the possibility that some students could be invited to participate in some of these gatherings.

To conclude his report, Dr. Binswanger briefed the Trustees on the process for academic program assessment which is getting underway. He indicated that in view of prevailing budget restrictions and lower enrollments, a systematic evaluation of programs is essential and the purpose of the assessment is to determine how well given programs have achieved their objectives, and to provide a guide for future curriculum planning. In response to questions, he indicated that each campus would develop its own criteria through its faculty process, for selection of the specific programs to be reviewed. Dr. Binswanger will report further on program assessment at the January meeting.

11. Personnel Appointment. President Allen presented the recommendation for appointment of an Associate Director in the Agricultural Experiment Station at Orono. On motion of Mrs. Kominsky, which was seconded, it was

VOTED: to authorize the appointment of Dr. David E. Leonard as Associate Director of the Agricultural Experiment Station at the University of Maine at Orono at a base salary of \$29,095 plus a \$4,000 administrative stipend, effective December 1, 1979.

The resulting salary of \$33,095 is for a fiscal year commitment.

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12. Legislative Program. The Chancellor presented recommendations for a supplemental request to the Special Session which had been developed in the Administrative Council. He outlined the recommendations which consisted of 1) a request for supplemental funding for increased energy costs, second year salary contracts, and programs and 2) a request for capital outlay for energy-oriented modifications. Vice Chancellor Sullivan provided additional details on each of these items.

1) Supplemental request - operating expenses. Mr. Sullivan reported that despite dramatic increases in energy costs which will create an extremely tight budget situation for the current year, the staff is not proposing to ask the State or the students for additional funds for this year. The University's appropriation for 1981, the second year of the biennium, is \$47,576,000. Included in that are provisions for a 10% increase in energy costs and 7% increase in compensation levels. Mr. Sullivan reported that energy costs have already far exceeded the increased funds provided and, with respect to compensation levels, the cost-of-living index has risen 12% over the last twelve months. He noted that the staff proposes adding \$3.8 million to the budget for next year and, to request that the State fund two-thirds of this increase, or \$2.533 million. After discussion and on motion made and seconded, it was

VOTED: to authorize the administration to transmit to the Governor a request for a supplemental appropriation for the next fiscal year in the amount of \$2,533,000, to be used for operating purposes.

2) Funding for energy modifications. Mr. Sullivan reported that the staff seeks approval for a request to the State for a bond issue in the amount of \$2 million to finance energy saving improvements. He noted that the University had a small in-house program devoted to energy modifications and also that any federal energy grants, if awarded, would expand that program somewhat. Given the rapidly escalating costs, however, he said there is a need for substantial additional funds to effect modifications that will save energy over the long run. After discussion, there was consensus that a request for a supplemental appropriation would be preferable to a bond issue and on motion made and seconded, it was

VOTED: to authorize the administration to transmit to the Governor a request for supplemental appropriation for capital outlay in the amount of \$2,000,000 to finance energy saving modifications at the University of Maine.

13. Report of Committees.

a) Student Affairs Committee. Dr. Russell indicated that the Committee meeting scheduled for the previous day to brief the student representatives on agenda items had produced no major questions. She reported that the students said they

found it difficult to comment effectively without benefit of more detailed background information, or without hearing discussion of the issues. They have suggested that the SAC briefings be scheduled later in session when more Trustees could be present.

b) Subcommittee on Public Broadcasting. Mrs. Platz reported that the Committee had met on October 23d and had discussed several matters. Students at USM would like a more powerful frequency for the student radio station. After discussing the pros and cons, the Committee authorized the initiation of the application process which will take about a year to complete. In the interim, the staff will try to resolve any problem areas. The Committee also discussed reactions to the Radio Program Guide and staff promotions. Mrs. Platz announced that Trustee Hakanson has been appointed lay representative to the Public Broadcasting Service.

Madawaska TV Translator. Mrs. Platz reported that the Canadian government has constructed a high powered television station at Edmundston, New Brunswick which operates on Channel 4, as does the MPBN translator WMEM in Madawaska. WMEM is authorized as a secondary translator and thus has no prior rights to Channel 4 and under the rules WMEM can be bumped by the full-power Canadian station. Since service to the community has been improved subsequent to the installation of the MPBN translator in 1970, and since WMEM is carried by the cable into Madawaska and Edmundston, the need for MPBN to provide translator service has been eliminated. The Committee recommended that this service be terminated. On motion of Mrs. Platz, which was seconded, it was

VOIED: to approve the return to the FCC for cancellation, the authorization to operate Television Translator WQ4AR licensed to Madawaska, Maine.

To conclude the report of the Subcommittee, Dr. Evans, who serves as a lay representative to PBS, commented briefly on the intense debate taking place at the national level on the future of public broadcasting. The debate centers on proposals to change the size and structure of the PBS Board of Directors which in the past has been composed primarily of lay representatives. Some interests now seek to have the Board dominated by professionals in the field rather than lay people.

c) Student Life Committee. Mr. Robinson, who served as Chairman pro tem for the meeting of this Committee earlier in the session, reported that members had participated in an enthusiastic and wide-ranging discussion, but that a substantive report would be premature.

14. Collective Bargaining Activity. Mr. D'Amico, Associate Vice Chancellor for Employee Relations, briefed the Trustees on activity in the various units: a) Police & Security Unit and Service & Maintenance Unit - some grievance activity continues in both units, contracts expire at the end of the fiscal year and it is expected that negotiations for a new contract will commence in January;

b) Faculty Unit - contract is being implemented on the campuses;

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- (c) Professional Unit - operating on a Memorandum of Understanding which expires June 30; in process of negotiation for a contract;

- d) Clerical, Office, Laboratory & Technical Unit - petitions have been filed for representation elections; unit hearings seem inevitable.

At the request of the staff and on motion made and seconded, it was voted to adjourn to executive session for further discussion of collective bargaining matters.

Next Meeting. Chairman Brown announced that the next meeting of the Board would be a special seminar on tenure to be held in Bangor on December 18, 1979. On concluding the executive session and on motion made and seconded, the meeting was adjourned.

JoAnne R. Magill
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Clerk of the Board